



IT IS ORDERED as set forth below:

Date: November 7, 2016

Wendy L. Hagenau

**Wendy L. Hagenau
U.S. Bankruptcy Court Judge**

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

In re:)	Chapter 11
)	
BAY CIRCLE PROPERTIES, LLC, <i>et al.</i> ¹)	Case No. 15-58440-wlh
)	(Jointly Administered)
Debtors.)	
)	

**ORDER GRANTING DEBTOR'S MOTION TO OBTAIN
POST-PETITION FINANCING PURSUANT TO 11 U.S.C. § 364**

On November 3, 2016, Debtor's Motion to Use Property Other than in the Ordinary Course of Business (the "Motion") [**Doc. No. 455**] came on for hearing before this Court. In the Motion, Sugarloaf Centre, LLC ("Sugarloaf") requests authority to construct additional commercial space at 1930-1970 Satellite

¹ The Debtors and the last four digits of their respective taxpayer identification numbers are as follows: Bay Circle Properties, LLC (1578), DCT Systems Group, LLC (6978), Sugarloaf Centre, LLC (2467), Nilhan Developers, LLC (6335), and NRCT, LLC (1649).

Boulevard, Duluth, Georgia (the “Property”). At the hearing, the Court directed Debtor to file an affidavit disclosing the source of funds which will be used to fund the proposed construction and a copy of the requisite building permits to perform the proposed construction. On November 4, 2016, Debtor filed the Affidavit of Chittranjan Thakkar and a copy of the building permits. **[Doc. No. 464.]** Upon consideration of the pleadings, arguments of counsel, and the record of this case, and for good cause shown, it is hereby:

ORDERED, ADJUDGED, and DECREED that Debtor’s Motion to Use Property Other than in the Ordinary Course of Business is **GRANTED** and the construction agreement attached to the Motion as **Exhibit “B”** is **APPROVED**. Sugarloaf Centre, LLC is authorized to execute such documents and perform such acts as may be necessary to construct the proposed commercial space, including execution of the construction agreement attached to the Motion as **Exhibit “B”**, and to make such modifications to the Property as may be necessary to perform the proposed construction work. It is further

ORDERED that this order shall be effective immediately notwithstanding the stay of Federal Rule of Bankruptcy Procedure 6004(h).

[end of document]

Prepared and presented by:

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